

10/579613

AP20 Rockville MD 17 MAY 2006
Docket No.: BIDM-P01-015
(PATENT)

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail, Airbill No. EV3232525818, in an envelope addressed to: MS PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: May 17, 2006

Signature:



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Frangioni et al.

Application No.: Not Yet Assigned

Confirmation No.: Not Yet Assigned

Filed: May 17, 2006

Art Unit: Not Yet Assigned

For: SERUM ALBUMIN CONJUGATED TO
FLUORESCENT SUBSTANCES FOR
IMAGING

Examiner: Not Yet Assigned

INFORMATION DISCLOSURE STATEMENT (IDS)

MS PCT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Pursuant to 37 CFR 1.56, 1.97 and 1.98, the attention of the Patent and Trademark Office is hereby directed to the references listed on the attached PTO/SB/08. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the references be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

This Information Disclosure Statement accompanies the new patent application submitted herewith.

Those documents listed on the attached form PTO/SB/08 are not supplied because they were previously cited by or submitted to the Office in a prior application number PCT/US2004/038682, filed November 17, 2004. A copy of the International Search Report from PCT/US2004/038682 is enclosed.

In accordance with 37 CFR 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 CFR 1.56(a) exists. In accordance with 37 CFR 1.97(h), the filing of this

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Information Disclosure statement shall not be construed to be an admission that any patent, publication or other information referred to therein is "prior art" for this invention unless specifically designated as such.

It is submitted that the Information Disclosure Statement is in compliance with 37 CFR 1.98 and the Examiner is respectfully requested to consider the listed references.

The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 18-1945, under Order No. BIDM-P01-015.

Dated: May 17, 2006

Respectfully submitted,

By 

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Substitute for form 1449A/B/PTO				Complete if Known 79613	
				Application Number	Not Yet Assigned
				Filing Date	May 17, 2006
				First Named Inventor	John V. Frangioni
				Art Unit	Not Yet Assigned
				Examiner Name	Not Yet Assigned
Sheet	1	of	1	Attorney Docket Number	BIDM-P01-015

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. ¹	Document Number Number-Kind Code ² (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear

FOREIGN PATENT DOCUMENTS					
Examiner Initials*	Cite No. ¹	Foreign Patent Document Country Code ³ -Number ⁴ -Kind Code ⁵ (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	BA	WO-00/35490-A1	06-22-2000	Busch, Christer	
	BB	WO-96/17628-A1	06-13-1996	Institut Fuer Diagnosti Kforschung GMBH an der Freie; Licha, Kai; Riefk	
	BC	JP-55 007245	01-19-1980	Dai Ichi Seiyaku Co. Ltd.	

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

NON PATENT LITERATURE DOCUMENTS					
Examiner Initials	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.			²
	CA	Zaheer et al., "Irdye78 Conjugates for Near-Infrared Fluorescence Imaging," Molecular Imaging, MIT Press, U.S. 1(4):354-364 (2002)			
	CB	Gandorfer et al., "Retinal Damage from Indocyanine Green in Experimental Macular Surgery," Investigative Ophthalmology & Visual Science, Association for Research in Vision and, U.S., 44(1):316-323 (2003)			
	CC	Parungo et al., "In Vivo Optical Imaging of Pleural Space Drainage to Lymph Nodes of Prognostic Significance," Annals of Surgical Oncology 11(12):1085-1092 (2004)			
	CD	PCT/US2004/038682 International Search Report issued 01/09/2006			

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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